

# Federal Defenders OF NEW YORK, INC.

Southern District  
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July 6, 2021

**BY EMAIL TO CHAMBERS**  
**EX PARTE & REQUEST TO FILE UNDER SEAL**

The Honorable Jesse M. Furman  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, NY 10007

**RE: United States v. Michael Avenatti**  
**19 Cr. 374 (JMF)**

Dear Judge Furman:

Enclosed please find a sworn affirmation from Michael Avenatti confirming that there have been no material changes to his financial condition bearing on his eligibility for court-appointed counsel. Because Mr. Avenatti's underlying CJA 23 Form and accompanying affidavit remain under seal, and for the reasons set forth in our motion to keep Mr. Avenatti's sworn statements about his finances sealed, we respectfully submit this letter and its enclosure ex parte and request leave to file both under seal.

Respectfully Submitted,

/s/  
Robert M. Baum  
Tamara L. Giwa  
Andrew J. Dalack  
Assistant Federal Defenders

Counsel for Michael Avenatti

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
-----X

- V - : EX PARTE AFFIRMATION  
MICHAEL AVENATTI, : 19 Cr. 374 (JMF)  
Defendant. : -----X

I, Michael Avenatti, hereby affirm under penalty of perjury, pursuant to 28 U.S.C. § 1746, as follows:

1. I am the defendant in the above-captioned case. I make this affirmation in compliance with the Court's directive dated August 7, 2020 that I inform the Court every four months of any material changes to my financial condition that could bear on my eligibility for court-appointed counsel.

2. Since the Court granted my request for the appointment of counsel on August 7, 2020 (based on my sworn financial statement and accompanying affidavit) there have been no material changes to my financial condition to the best of my knowledge.

DATED: July 6, 2021  
Los Angeles, CA